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Page 1 IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS IN RE: PHARMACEUTICAL) MDL NO. 1456 INDUSTRY AVERAGE WHOLESALE) Master File No.) 01-CV-12257-PBS PRICE LITIGATION) JUDGE PATTI B. THIS DOCUMENT RELATES TO:) SARIS State of California, ex rel.) Ven-A-Care v. Abbott Laboratories Inc., et al. All Cases In 03-CV-11226-PBS) (cross captions appear on following pages) Videotaped deposition of KEVIN GALOWNIA North Wales, Pennsylvania Thursday, June 19, 2008 9:06 a.m.

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- set, because we couldn't set a sell price that
- was going to be lower than what Cardinal was
- ³ ultimately paying for the product.
- 4 Main determinant of price point would
- be what is the widely available price in the
- 6 marketplace? what are Cardinal's competitors
- charging to similar customers for those products?
- what offers are Cardinal's customers receiving
- from Cardinal's competitors for the same product,
- and how did that price compared to Cardinal's
- ¹¹ price?
- Q. Were there any instances that you can
- recall where the price charged by Cardinal to its
- customers under the autosub program was at WAC?
- A. I don't recall the specific situation.
- Q. Okay. But your general recollection is
- that the price that Cardinal charged -- or the
- prices that Cardinal charged its customers under
- the autosub program was generally below WAC?
- A. In general, yes. There may have been
- situations where they charged WAC. I honestly
- don't recall.

Henderson Legal Services, Inc.